

REMARKS

In the above-identified Office Action, the Examiner has rejected Claims 1-6 on the basis of non-statutory double patenting and Claim 7-14 has statutory double patenting. To this end, Claims 7-14 have been cancelled herefrom and a terminal disclaimer accompanies this amendment. Thus, it is believed that any rejection of 35 USC §101 and §102 are obviated.

Further, the Examiner has rejected claims 1-6 as being either anticipated by or rendered obvious over the *Dungan* '219 patent. It is submitted that this rejection is inconsistent with the Examiner's "obviousness" double patenting rejection. The Examiner has conceded in the Office Action that the '219 reference does not claim the plurality of interchangeable lens modules but, rather, claims only a single lens module.

Indeed, the reference only teaches that one and only one of a plurality of possible lenses be mounted onto or over the bulb.

In order for there to be an anticipation, it is incumbent that each and every element of the invention, as claimed, be shown by the alleged anticipating reference. There is absolutely no teaching, disclosure or suggestion within the reference of a plurality of interchangeable modules of colors according to the Shakra energy centers. The reference is totally silent with respect thereto. Since this limitation is not taught by the '219 patent, it is contended that no anticipation can exist thereagainst. Similarly, the '219 reference does not render obvious the instant invention. According to the reference, certain select colors may be used. However, there is no teaching, disclosure or suggestion of correlating the colors to the Shakra energy centers and selecting the appropriate lens or module according to the area of a body to be treated. It is noted that this limitation has now been incorporated into the claims to clearly differentiate the present invention from that of the prior '219 reference.


The only teachings to be found for selecting a colored module according to a Shakra energy center for treatment of a specified area of a body is the present invention. It is nowhere taught, disclosed, suggested or even remotely hinted at by the '219 reference. Thus it is believed that the instant invention is patentably distinct from the art of record for the reasons stated herein. In this regard, it is to be noted that the claims have been amended, as eluded to hereinabove, to reflect the fact that the lens module is selected according to the portion of the body to be treated.

Also, the drawing has been amended to add numbers 38 and 61 to FIGS 2 and 3, respectively.

Thus, it is respectfully submitted that by the present Amendment all bases of objection and rejection have been traversed and overcome. The claims have been amended in a manner to overcome the references of record. Also, the specification has been amended to overcome the issues raised by the Examiner. Accordingly, withdrawal of the rejection is respectfully requested and a Notice of Allowance is respectfully solicited.

If the Examiner feels the prosecution of this application can be expedited then he is courteously requested to place a telephone call to Applicant's attorney at the telephone number listed below.

Respectfully submitted,


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